

THE STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS.
SOUTHERN DISTRICT

SUPERIOR COURT

Docket No. 226-2021-CR-126

State of New Hampshire

v.

Julie Introcaso

**STATE'S ASSENTED-TO MOTION TO EXTEND TIME TO SEEK INDICTMENT AND
REQUEST FOR EXPEDITED STATUS HEARING**

NOW COMES the State of New Hampshire, by and through its attorneys, the Office of the Attorney General, with this assented-to motion to extend the time in which the State must obtain an indictment in this matter until September 17, 2021. In addition, as discussed further *infra*, the parties request the Court schedule an in-person status conference in this matter. In support of this motion, the State submits the following:

1. The defendant is currently charged with two felony counts of falsifying physical evidence, RSA 641:6, and two class A misdemeanor counts of tampering with public records or information, RSA 641:7. A status hearing is presently scheduled for September 23, 2021.

2. New Hampshire Rule of Criminal Procedure 8(d)(2) requires that the Court “dismiss without prejudice and vacate all bail orders in such cases in which an indictment has not been returned within 90 days of the complaint being filed.” However, the Court can extend the 90-day deadline upon a motion filed by the prosecution seeking an extension of time “and explaining why the extension is necessary.” *Id.*

3. The State had previously sought and been granted an assented-to extension of the indictment deadline such that it currently expires on August 20, 2021. The State now seeks a

Granted



Honorable Charles S. Temple

August 19, 2021

Clerk's Notice of Decision
Document Sent to Parties
on 08/23/2021

further extension of the grand jury deadline to the September 2021 grand jury, specifically, September 17, 2021. The further extension is requested to provide leave for the parties to continue their ongoing, substantive discussions concerning this matter, to include the possibility of a resolution, prior to indictment.

4. With that in mind, the parties also request that the Court schedule an expedited in-person status conference on this matter—prior to that currently scheduled for September 23, 2021. At present, counsel for both parties are available on August 24, 2021 or August 25, 2021 if the Court’s calendar can accommodate a conference on either date.

5. Counsel for the defendant, Michael A. Delaney, Esquire, assents to the requested extension.

WHEREFORE, the State of New Hampshire respectfully requests that this
Honorable Court:

- (A) Grant the State's assented-to motion;
- (B) Extend the State's grand jury indictment deadline to September 17, 2021;
- (C) Schedule an expedited in-person status conference as discussed in paragraph 4,
supra; and
- (B) Grant such further relief as may be deemed just and proper.

Respectfully submitted,

THE STATE OF NEW HAMPSHIRE

By its attorneys,

JOHN M. FORMELLA
ATTORNEY GENERAL

Date: August 18, 2021

/s/Geoffrey W.R. Ward
Geoffrey W. R. Ward, Bar #18367
Senior Assistant Attorney General
Chief, Criminal Justice Bureau
33 Capitol Street
Concord, NH 03301-6397
(603) 271-3671
geoffrey.ward@doj.nh.gov

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent to Michael A. Delaney and Amanda E. Quinlan, Esquires, counsel of record for the defendant.

/s/Geoffrey W.R. Ward
Geoffrey W. R. Ward